

LIVESTOCK MEN WIN

Windsor Brothers Secure
Permanent Injunction
Against the N. Y. C.

CANNOT LOCK PENS.

Justice Laughlin Forbids the Railroad
Company to in Any Way Discrim-
inate Against Plaintiffs.

In the action of Windsor Brothers against the New York Central, which was tried recently before Justice Laughlin in equity term of supreme court, a decision has just been handed down in favor of the plaintiffs and making permanent the temporary injunction secured by Windsor Brothers about a year ago.

This suit was a result of another law-suit in which the plaintiffs, who are livestock dealers, brought suit against the Central for damages for the loss of some livestock. The railroad's stock-yard management retaliated by locking the stock pens at the East Buffalo yards which were used by Windsor Brothers. That was on October 17th, 1912. The company served notice that thereafter the pens would be locked whenever Windsor Brothers had livestock in the yards. Further, the company declined to permit the pens to be unlocked even for prospective customers of Windsor Brothers. This, the plaintiffs declared to be unjust discrimination against them and they started the equity action.

It was declared by Windsor Brothers that the locking of the gates of the stock pens was in conflict with long-standing custom and the rules of the railroad for the regulation of the stockyards. It was asserted that the gates of stockpens used by competitors of Windsor Brothers were not locked, and that the company, by this discrimination against the plaintiffs, did them irreparable damage.

Justice Laughlin agrees with the view of the matter taken by the plaintiffs and says that the company unlawfully discriminated against the stockmen. He enjoins the railroad from locking the stockpen gates of the plaintiffs during market hours unless those of competitors are also locked, and enjoins the railroad from discriminating in any way against Windsor Brothers, and holds that they must have the same rights as are given to other stockmen using pens in these stockyards.

Attorney William J. Donovan represented the plaintiffs in the action.